Lsp

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6990 of 2007

The Karmala Urban Co-op.Bank
Limited. ..Petitioner

V/s.

Vivek Madhavrao Inamdar ..Respondent

Mr.S.S.Kanetkar for the Petitioner
Mr.P.P.Killedar for the Respondent

CORAM : B.H.MARLAPALLE,J.
DATED : 17th December, 2007

P.C.

Heard Mr.Kanetkar, the Learned Counsel for the Petitioner Bank, Mr. Killedar, the Learned Counsel for the Respondent employee. As noted earlier the parties continued their efforts to arrive at an amicable settlement and consent terms duly signed by both the parties are placed on record and marked as 'X' for identification.

2. As per the consent terms the Petitioner Bank has agreed to reinstate the Respondent in service without backwages but with continuity in service. The Respondent employee has accepted the same and has agreed to withdraw Complaint(ULP)No. 45/2006 as well as Contempt Proceedings in Criminal Comp(ULP)No. 2/2007 filed before the Labour Court at Solapur within a period of two weeks from today. In turn the Bank has prayed

for modification of the impugned orders in terms of the above agreed settlement terms. It is also pertinent to note that the Respondent employee has furnished an undertaking that he will maintain good conduct in future and an undertaking will be filed for withdrawal of the case pending before the Labour Court as well as to maintain good conduct in future, within a period of 3 weeks from today, with the Registry of this Court.

3. The Settlement terms are noted and it is made clear that they would be binding on both the parties. The impugned order passed by the Labour Court on 23-11-2006 and the order dated 4-8-2007 passed by the Industrial Court at Solapur stands modified in terms of the above settlement and Complaint(ULP)No. 45/2006 alongwith pending criminal complaint before the Labour Court shall be withdrawn as undertaken by the Respondent.

4. Hence, the Petition is disposed of in terms of the consent terms.

5. Both the parties are present in the Court.

[B.H.MARLAPALLE,J.]